



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

PM82/0314

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APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/116,537	07/16/98	029	ARK, D	3643 03/14/00
First Named Applicant	SAMARAS, 35 USC 154(b) term ext. = 0 Days.			

TITLE OF INVENTION: DECOY WITH MOVING BODY PARTS

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
3 389301	043-002.000	J61	UTILITY	YES	\$605.00	06/14/00

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.

HOW TO RESPOND TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
- B. If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.

II. Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give application number and batch number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

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**UNITED STATES DEPARTMENT OF COMMERCE
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Washington, D.C. 20231

SK

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/116,537 07/16/98 SAMARAS

G 389301

EXAMINER

PM82/0314

ARK, D

ART UNIT

PAPER NUMBER

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DATE MAILED: 03/14/00

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Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Notice of Allowability

Application No.
09/116,537

Applicant(s)
Samaras

Examiner
Darren Ark

Group Art Unit
3643



All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course.

☒ This communication is responsive to Amdt. E filed 3/3/2000

☒ The allowed claim(s) is/are 2, 3, 5-22, and 25-33

☐ The drawings filed on _____ are acceptable.

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been

☐ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE **THREE MONTHS** FROM THE "DATE MAILED" of this Office action. Failure to timely comply will result in ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

☐ Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.

☒ Applicant MUST submit NEW FORMAL DRAWINGS

☐ because the originally filed drawings were declared by applicant to be informal.

☒ including changes required by the Notice of Draftsperson's Patent Drawing Review, PTO-948, attached hereto or to Paper No. _____

☒ including changes required by the proposed drawing correction filed on 7/14/99, which has been approved by the examiner.

☐ including changes required by the attached Examiner's Amendment/Comment.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the reverse side of the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

☐ Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any response to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

Attachment(s)

☐ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

☒ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

☐ Interview Summary, PTO-413

☒ Examiner's Amendment/Comment

☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

☒ Examiner's Statement of Reasons for Allowance


MICHAEL J. CARONE
SUPERVISORY PATENT EXAMINER

Art Unit: 3643

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Michael Friscia on Friday, March 10, 2000.

2. The application has been amended as follows:

✓ cancelled claim 4.

✓ claim 5, line 1, replaced "4" with --29-- and replaced "counterweight" with --counterbalancing weight--.

✓ claim 6, line 1, replaced "counterweight" with --counterbalancing weight--.

✓ claim 8, line 1, replaced "support stake" with --apparatus--.

✓ claim 8, line 3, deleted "the" before "additional".

✓ claim 10, line 3, deleted "second".

✓ claim 10, line 4, deleted "second".

✓ claim 11, line 1, "first connecting means" was replaced with --connection means for interconnecting the head assembly to the body housing--.

✓ claim 11, line 2, deleted "of the throat area".

Art Unit: 3643

- ✓ claim 12, line 1, "second" was deleted and --for connecting the tail to the body-- was inserted after "means".
- ✓ claim 13, line 1, "first connecting means" was replaced with --connection means for interconnecting the head assembly to the body housing--.
- ✓ claim 13, line 2, deleted "of the throat area".
- ✓ claim 14, line 1, "second" was deleted and --for connecting the tail to the body-- was inserted after "means".
- ✓ claim 15, line 5, inserted --comprising a head and a neck-- after "assembly";
- ✓ claim 16, line 2, inserted --the-- before "ground";
- ✓ claim 27, line 1, replaced "support stake" with --apparatus--;
- ✓ claim 27, line 3, deleted "the" before "additional";
- ✓ claim 29, line 8, "a" before "head assembly" was changed to --the-- and after first occurrence of "head assembly" inserted --, attached to the head assembly,--.
- ✓ claim 30, line 1, replaced "means" with --weight--;
- ✓ claim 31, line 1, replaced "means" with --weight--;
- ✓ claim 32, line 1, replaced "neutral" with --intermediate--.
- ✓ claim 33, line 7, after first occurrence of "tail assembly" inserted --, attached to the tail assembly,--.

Art Unit: 3643

3. The following is an examiner's statement of reasons for allowance:

In reference to claims 29 and 33, the prior art of record does not disclose counterbalancing means comprising a counterbalancing weight substantially equal to the weight of the head assembly or the tail assembly for balancing the assembly at an intermediate position along the range of motion with respect to the body housing when the body housing is horizontally positioned.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Darren Ark** whose telephone number is **(703) 305-3733**. The examiner can normally be reached on **Monday-Friday** from **8:30-6:00**.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **Michael Carone**, can be reached on **(703) 306-4198**. The fax phone numbers for the organization where this application is proceeding is **(703) 306-4195** or **(703) 305-3597**.

DWA

March 10, 2000


MICHAEL J. CARONE
SUPERVISORY PATENT EXAMINER